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1996 MAY 16 PM 1:43 Department of Water Resources

DISTRICT COURT-SRBA
TWIN FALLS CO, IDAHO
FILED LL

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA	)	Subcase: 36-13490
	)	
Case No. 39576	)	PRELIMINARY SPECIAL MASTER'S
	)	REPORT AND RECOMMENDATION
	)	

Finding of Fact

The A&B Irrigation District filed its *Notice of Claim to a Water Right* on October 12, 1989, claiming .04 cfs of groundwater for domestic use based on beneficial use. On November 2, 1992, the Director of the Idaho Department of Water Resources filed his *Director's Report for Reporting Area 2 (Basin 36)* recommending the water right as claimed.

The United States of America, Department of the Interior, Bureau of Reclamation, filed its *Objection* on April 30, 1993, objecting to name and address and remarks. The Director's *Response to Objection* filed August 24, 1993, proposed no change in his recommendation.

On March 21, 1995, A&B, the United States and IDWR filed a *Standard Form 5* amending the claimant to be the United States.

Conclusions of Law

The claimant is entitled to a partial decree adjudicating its water right as described in the *Standard Form 5*.

Recommendation

It is recommended that the United States be adjudicated the following water right under claim 36-13490:

Name and address of claimant:
**United States of America
Department of the Interior
Bureau of Reclamation
1150 N. Curtis Road
Boise, ID 83706-1234**

Source of water:
Groundwater

Quantity of water used:
.04 cfs

Date of priority:
July 12, 1957

Point of diversion:
**T 9S, R 21E, § 9, B.M., Jerome County, Idaho,
NE¼NE¼NE¼**

Purpose of use:
Domestic

Period of use:
January 1 to December 31

Place of use:
**T 9S, R 21E, § 9, B.M., Jerome County, Idaho,
NE¼NE¼**

Property also known as Tract C.

Annual volume of consumptive use:
N/A

Conditions on exercise of water right:
None

Remarks or other matters necessary for definition of the right, for clarification of any element of the right, or for administration of the right by the director:
None

DATED May 16, 1996.



TERRENCE A. DOLAN
Special Master, Reporting Area 3
Snake River Basin Adjudication